

United States District Court

Eastern District of Michigan

United States of America

v.

JON RYAN

JUDGMENT IN A CRIMINAL CASE

Case Number: 11CR20425-7

USM Number: 69688-053

John A. O Leary

Defendant's Attorney

THE DEFENDANT:

■ Pleaded guilty to count(s) 1 of the Sixth Superseding Indictment.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18:USC:1349	Conspiracy to Commit Wire Fraud and Mail Fraud	6/2011	1

The defendant is sentenced as provided in pages 2 through 9 of this judgment. This sentence is imposed pursuant to the Sentencing Reform Act of 1984

■ Count(s) 2, 3, 4, and 5 of the Sixth Superseding Indictment are dismissed on the motion of the United States after a plea of not guilty.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

September 27, 2012
Date of Imposition of Judgment


s/Robert H. Cleland

United States District Judge

October 30, 2012
Date Signed

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IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of: **70 months.**

The court makes the following recommendations to the Bureau of Prisons: **The court recommends that the defendant be designated to an institution with a comprehensive drug treatment program.**

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prison: **as notified by the United States Marshal.**

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ a
_____, with a certified copy of this judgment.

United States Marshal

Deputy United States Marshal

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SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of: **3 years.**

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

If the defendant is convicted of a felony offense, DNA collection is required by Public Law 108-405.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court. Revocation of supervised release is mandatory for possession of a controlled substance.

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement; and
- 14) the defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. Revocation of supervised release is mandatory for possession of a firearm.

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SPECIAL CONDITIONS OF SUPERVISION

- The defendant shall make monthly payments on any remaining balance of the **restitution** at a rate and schedule recommended by the Probation Department and approved by the Court.
- The defendant shall not incur any new credit charges or open additional lines of credit without the approval of the probation officer.
- The defendant shall provide the probation officer access to any requested financial information.
- The defendant shall participate in a program approved by the Probation Department for substance abuse which program may include testing to determine if the defendant has reverted to the use of drugs or alcohol.

The defendant shall be lawfully and gainfully employed on a full-time basis, or shall be seeking such lawful, gainful employment on a full time basis. Full time is defined as 40 hours a week. In the event that the defendant has part-time employment, he shall devote the balance of such 40 hours per week to his efforts of seeking additional employment.

The defendant shall not use or possess alcohol in any consumable form, nor shall he be in the social company of any person who the defendant knows to be in possession of alcohol or illegal drugs or visibly affected by them. The defendant shall not be found at any place that serves alcohol for consumption on the premises, with the exception of restaurants.

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CRIMINAL MONETARY PENALTIES

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
TOTALS:	\$ 100.00	\$ 0.00	\$ 705,403.94

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
GE Capital Retail Finance Special Investigations Team 950 Forrer Boulevard Kettering, OH 45420	\$703,347.21	\$703,347.21	
Thomson Reuters Attn: Ron Durner 610 Opperman Drive Eagan, MN 55123	\$2,056.73	\$2,056.73	
TOTALS:	\$ 705,403.94	\$ 705,403.94	

The court determined that the defendant does not have the ability to pay interest and it is ordered that:

the interest requirement is waived for the restitution

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

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ADDITIONAL TERMS FOR CRIMINAL MONETARY PENALTIES

The costs of incarceration and supervision are waived.

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SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:
Unless the court has expressly ordered otherwise in the special instructions above, while in custody, the defendant shall participate in the Inmate Financial Responsibility Program. The Court is aware of the requirements of the program and approves of the payment schedule of this program and hereby orders the defendant's compliance. All criminal monetary penalty payments are to be made to the Clerk of the Court, except those payments made through the Bureau of Prison's Inmate Financial Responsibility Program.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Case Number

Defendant and Co-Defendant Names (including defendant number)	Joint and Several	Corresponding Payee,
	Total Amount	Amount if appropriate

See attached detailed sheet.

The defendant shall forfeit the defendant's interest in the following property to the United States:

See detail list attached.

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ADDITIONAL DEFENDANTS AND CO-DEFENDANTS HELD JOINT AND SEVERAL

Joint and Several

Case Number

Defendant and Co-Defendant Names (including defendant number)	Total Amount	Joint and Several Amount	Corresponding Payee, if appropriate
11-20425-1			
Terrell Mason	703347.21	703347.21	GE Money Bank
11-20425-1			
Terrell Mason	2056.73	2056.73	Thomson Reuters Corp
11-20425-3			
Alexis Hall	78712.76	78712.76	GE Money Bank
11-20425-3			
Alexis Hall	342.79	342.79	Thomson Reuters
11-20425-4			
Amanda Morris	26669.55	26669.55	GE Money Bank
11-20425-4			
Amanda Morris	342.79	342.79	Thomson Reuters
11-20425-5			
Joshua Ramon	14368.57	14368.57	GE Money Bank
11-20425-5			
Joshua Ramon	342.79	342.79	Thomson Reuters
11-20425-6			
Lionel Harris	86690.35	86690.35	GE Money Bank
11-20425-6			
Lionel Harris	342.79	342.79	Thomson Rueters
11-20604-1			
Antonio Linares	352447.33	352447.54	GE Money Bank
11-20604-1			
Antonio Linares	342.79	342.79	Thomson Reuters

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ADDITIONAL FORFEITED PROPERTY

Pursuant to 18:USC:981(a)(1)(C) 28 USC:2461(c) and Fed.R.Cr. P. 32.2 defendant Jon Ryan shall forfeit the items listed on the attached Forfeiture Exhibit which are enumerated below with corresponding item numbers to the United States for disposition in accordance with law. Items 1-35, 43-82, 94-106,112,113,117,136-146 and 163-170.

"FORFEITURE EXHIBIT"

ITEM #	QUANTITY	Make Model #	Item Description	SERIAL #
1	1	Dewalt/DWS780	SAW	2100989207
2	1	Dewalt/DWS723	SAW STAND	
3	1	SWISS ALPS/SA8908	SUITCASE	
4	1	NIKON MMDX/AF-S NIKKOR 18-55, W/CASE	DIGITAL CAMERA	3135068
5	1	XBOX 360/ DJ HERO 2 ACCESSORY	TURNTABLE BUNDLE GAME	
6	1	HEWLET PACKARD TONER CATRIDGE/CE278A	CATRIDGE	
7	2	Gift Card/iTunes \$50	GIFT CARD	
8	3	APPLE SCREEN CLEANERS	SCREEN CLEANERS	
9	1	SONY/XS-GTX120LW	SUBWOOFER	
10	1	BLACK JACK/TB2015W	CAR JACK	
11	1	SAMSUNG/BD-D5100	BLU RAY DISC	ZT0U6V4BA05127
12	1	SCOSCHE/SE12R	SUBWOOFER ENCLOSURE	
13	1	RYOBI CSB142LZK	SAW, LASER	
14	1	SINGER/UVB45	ULTRA INSECT KILLER	
15	1	CYCLONE/FP0F360AC	UTILITY PUMP,FLOTEC	
16	1	RIGID/14"	PIPE WRENCH	
17	1	GEORGE FOREMAN/RMOVABLE PLATE	GRILL, INDOOR	
18	1	SLIME/12V	TIRE INFLATOR	
19	1	LITHONIA LIGHTING/1600	FLOODLIGHT	
20	1	STINGER/UVB45	BULB, REPLACEMENT INSECT KILLER	
21	1	RYOBI ONE/18V	BATTERY, REPLACEMENT LITHIUM	
22	1	FIRST ALERT/3' CORD, 15"	POWER STRIP	
23	1	SINGER/UVB45	ULTRA INSECT KILLER	

ITEM #	QUANTITY	Make Model #	Item Description	SERIAL #
24	1	RYOBI /9560	PRUNER	
25	1	AVF TILT & TURN/364479	TV WALL MOUNT	

26	2	GE/51135	REMOTE, LIGHT CONTROL	
27	1	STINGER/UVB45	CHARGING STATION	
28	1	COOPER/8200PK	SOLDERING GUN KIT	
29	1	UTILITECH PRO/0340250	LED OUTDOOR LIGHT	
30	1	ENERGIZER/	WORK LIGHT	
31	1	RYOBI/P114	CHARGER, 18V DUAL CHEMISTRY	
32	1	ARROW/T50	STAPLE GUN, ELECTRIC	L07AB031590
33	1	SONY/ XM-GTX6040	AMPLIFIER	
34	1	SPACE SAVER/60424	TV WALL MOUNT	
35	1	CHAMBERLAIN/349544	DOOR OPENER, GARAGE	



43	1	SAMSUNG/UNSSC6400RFX2A	TV, LED 55"	Z1D23CN2400032E
44	1	NETGEAR/WNCE2001	ADAPTER, INTERNET WIFI	
45	5	RUBBERSTAMPS		
46	1	NETGEAR/XETB1001	ADAPTER, PWELINE NETWORK	
49	1	NINTENDO/ RVL A CGK USZ	REMOTE, WII MOTION	
50	1	PHILIPS/ SWR1249/17	USB KIT, RETRACTABLE 2.0	
51	1	ELEMENT/ELCHW402	TV, HDMI 42"	DRO00036700012713
52	1	APPLE MONITOR	MONITOR 32", WHITE, FLAT SCREEN	2A1104VA6JL
53	1	APPLE MONITOR	MONITOR 32", WHITE, FLAT SCREEN	2A11627V6R
54	1	MICROSOFT XBOX360/1439	GAME SYSTEM, XBOX360	190131604408
55	1	ROYAL SOVEREIGN/ RBC -1003BK	BILL COUNTER, W/COUNTERFEIT DETEC	KD9H12044727
56	1	MICROSOFT XBOX360/1414	SENSOR, XBOX360	072554504338
57	1	CANON/DS126151	CAMERA,	1721103913
ITEM #	QUANTITY	Make Model #	Item Description	SERIAL #
58	1	CANON/HDV10801/HV20A	CAMERA, VIDEO	652513204477
59	1	CANON CAMERA CASE	CASE, BLACK MESH	

60	1	STWINHAUSEN	CASE, WATCH, MAHOGONEY	
61	28	WATCHES, COUNTERFEIT	WATCHES	
62	2	MICROSOFT XBOX360	WIRELESS CONTROLLER	02880348635045 EC
63	1	OPTIMA/P-SD2GB-EF	FLASH MEMORY	
64	1	ROLEX/116520	WATCH, SILVER, 3 DIALS	
65	1	AUDEMARS PIGUETQUARTZ ROYAL OAK OFFSHORE/7243	WATCH, BLACK COPPER	
66	1	ROLEX/16233	WATCH, SILVER, BLUE	
67	1	AUDEMARS PIGUET/ ROYAL OAK OFFSHORE/6717	WATCH, DIAMOND, 3 DIAL	F576S2
68	1	ROLEX/	WATCH, GOLD DIAMOND BEZEL	
69	1	RING, GOLD, W/DIAMONDS	RING	
70	1	RING, WHITE GOLD W/DIAMONDS	RING	
71	1	LG/LX165	CELL PHONE,	911CYKJ1229805
72	1	CHAIN, GOLD, W/EMLEM AND MULTI-DIAMOND	NECKLACE	
73	1	CHAIN, SILVER W/DIAMONDS	NECKLACE	
74	7	CABLES, ASSORTED	VARIOUS COMPUTER CABLES	
75	1	LG/VN150PP	CELL PHONE,	A00000317CA267
76	1	LG/VN150PP	CELL PHONE,	A0000031263CCC
77	1	APPLE/MC011LL/A	IPOD TOUCH 64G	1A028TD975J
78	1	OUTTER BOX	CASE, IPOD TOUCH	ALP2-TCH3G-20-C50TR
79	1	NINTENDO/ RVL A CGK USZ	REMOTE, Wii MOTION	
80	1	NINTENDO/ RVL A CGK USZ	REMOTE, Wii MOTION	
81	1	GE/FULL HD 1080P	CABLE, 25 FT	
82	1	NINTENDO/ RVL 027	REMOTE, BLACK, Wii MOTION	

ITEM #	QUANTITY	Make Model #	Item Description	SERIAL #

94	1	TABLET, BLACKBERRY TORCH	TABLET	134345428356
95	1	MAC TOWER	COMPUTER	YM103047EUF
96	1	MAC KEYBOARDS	KEYBOARD, COMPUTER	
97	1	HP PAVILION A111On,	COMPUTER (NO POWER CORD)	ENY5170YBP
98	1	HP TOUCH SMART	COMPUTER	3CR0180NY
99	1	HP CORDLESS KEYBOARD & MOUSE	KEYBOARD, COMPUTER	
100	1	HP LAPTOP/ PAVILION DV7	COMPUTER (NO POWER CORD)	CNF0211YKJ
101	1	MINI LAPTOP/E MACHINE	COMPUTER (NO POWER CORD)	LXN970D0019473A8691601
102	1	MINI LAPTOP/DELL	COMPUTER	IPKYQK1
103	1	LAPTOP/MAC BOOK PRO	INSIDE BLACK TARGUS BAG	C02FC36UDF92
104	1	LAPTOP/MAC BOOK PRO	COMPUTER	C02GGCWFDV7L
105	1	LAPTOP/MDELL ADEAMOAC BOOK PRO	COMPUTER (NO POWER CORD)	
106	3	THUMB DRIVES/ HP CRUZERS	2-BG, 1-32G	

112	1	IPAD	SILVER, W/BLACK COVER	GB040JCAETV
113	1	IPAD	WHITE, W/BLACK COVER	DLXFR3STDKNW

117	1	CASH, \$22,678	\$22,678.00 USD
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136	1	GIFT CARD, LOWES	
137	1	GIFT CARD, LOWES	
138	1	GIFT CARD, LOWES	
139	1	GIFT CARD, LOWES	
140	1	GIFT CARD, LOWES	
141	1	GIFT CARD, LOWES	
142	1	GIFT CARD, LOWES	
143	1	GIFT CARD, LOWES	
144	1	GIFT CARD, LOWES	
145	1	GIFT CARD, LOWES	
146	1	GIFT CARD, LOWES	

			GETTING MONEY J RYAN
163	1	COUNTERFEIT CARD, MASTERCARD, CHA	
164	1	COUNTERFEIT CARD, SAMS DISCOVER	
165	1	COUNTERFEIT CARD, HSBC	
166	1	COUNTERFEIT CARD, CITI	
167	1	COUNTERFEIT CARD, AMEX	
168	1	COUNTERFEIT CARD, CAPITAL ONE	
169	1	COUNTERFEIT CARD, CITI	
170	1	COUNTERFEIT CARD, HSBC	